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PTO/SB/21 (01-08)

Approved for use through 06/30/2008. OMB 0851-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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| | | |
|---------------------------------------------------------------------------------------------|------------------------|-------------------|
| TRANSMITTAL FORM (to be used for all correspondence after Initial filing) | Application Number | 10/531,191 |
| | Filing Date | Apr 13, 2005 |
| | First Named Inventor | Okada, Shigeto |
| | Art Unit | 1795 |
| | Examiner Name | Wills, Monique M. |
| Total Number of Pages in This Submission | Attorney Docket Number | 133.0011 |

| ENCLOSURES (Check all that apply) | | |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): Credit Card Form |
| Remarks | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | | |
|--------------------------------------------|--------------------------|----------|-------|
| Firm Name | Priest & Goldstein, PLLC | | |
| Signature | <i>Peter H. Priest</i> | | |
| Printed name | Peter H. Priest | | |
| Date | September 10, 2008 | Reg. No. | 30210 |

| CERTIFICATE OF TRANSMISSION/MAILING | | | |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------|------|--------------------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. | | | |
| Signature | <i>Marianna Tortorelli</i> | | |
| Typed or printed name | Marianna Tortorelli | Date | September 10, 2008 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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133.0011
F-2023US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Okada (et al.)

Serial No.: 10/531,191

Filed: April 13, 2005

For: METHOD FOR PRODUCING CATHODE MATERIAL FOR LITHIUM
BATTERY AND LITHIUM BATTERY

Group: 1795

Examiner: Wills, Monique M.

Durham, North Carolina
September 10, 2008

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Amendment Transmittal

Sir:

1. Transmitted herewith is an Amendment for the above-identified application, responsive to an Office Action dated July 11, 2008.

FEE FOR CLAIMS AS AMENDED

2. ☒ No additional fee is required.
☐ The additional fee has been calculated as shown below:

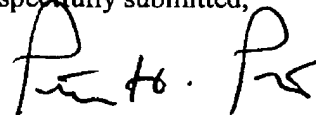
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CLAIMS AS AMENDED

| | Claims Remaining After Amendment | | Highest No. Previously Paid For | Present Extra | Rate | | Additional Fee |
|---------------------------------|-------------------------------------------|---|---------------------------------------|------------------|------------|---|-------------------|
| Total Claims | 5 | - | 20 | 0 | x \$50.00 | = | 0.00 |
| Independent Claims | 1 | - | 3 | 0 | x \$210.00 | = | 0.00 |
| Multiple Dependent Claims | | - | | | x \$360.00 | = | |
| TOTAL | | | | | | | \$ 0.00 |

3. ☐ Charge the fee of \$ _____ to Credit Card (see attached form).
- ☐ Charge the fee of \$ 120 for a 1 month extension of time to Credit Card (see attached form). This letter petitions for a 1 month extension of time to respond.
4. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for this amendment, including any fee for extension of time or credit any overpayment to Law Offices of Peter H. Priest **Deposit Account No. 50-1058.**

Respectfully submitted,



Peter H. Priest
Reg. No. 30,210
Priest & Goldstein, PLLC
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Durham, NC 27713-7736
(919) 806-1600

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Okada (et al.)

Serial No.: 10/531,191

Filed: December 12, 2005

For: METHOD FOR PRODUCING CATHODE MATERIAL FOR LITHIUM
BATTERY AND LITHIUM BATTERY

Group: 1745

Examiner: Wills, Monique M.

Durham, North Carolina
September 10, 2008

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Amendment Pursuant to 37 CFR 1.116

Dear Sir:

This paper is in response to the Final Office Action mailed July 11, 2008 in connection with the above-identified U.S. patent application. Response is due October 11, 2008. This response, therefore, is timely filed.

A complete listing of the claims, as amended herein, begins on page 2 of this paper.

Remarks begin on page 4 of this paper.